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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

|                           |   |                                     |
|---------------------------|---|-------------------------------------|
| UNITED STATES OF AMERICA, | ) | CR 21-00402 RS                      |
|                           | ) | ORDER                               |
| Plaintiff,                | ) | NOTICE OF DISMISSAL OF COUNT SIX OF |
|                           | ) | SUPERSEDING INDICTMENT              |
| v.                        | ) |                                     |
|                           | ) |                                     |
| HARLAN KELLY, JR.,        | ) |                                     |
|                           | ) |                                     |
| Defendant.                | ) |                                     |

With leave of the Court, and pursuant to Federal Rule of Criminal Procedure 48(a), the Attorney for the United States for the Northern District of California dismisses Count Six of the above superseding indictment against Defendant Harlan Kelly.

Counts One through Five and Counts Seven through Nine will remain as alleged.

DATED: June 14, 2023


Respectfully submitted,

*Thomas A. Colthurst*  
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THOMAS A COLTHURST  
Attorney for the United States

NOTICE OF DISMISSAL  
No. CR 21-0402 RS \_\_\_\_\_

1 Leave is granted to the government to dismiss Count Six of the superseding indictment against  
2 Defendant Harlan Kelly. Counts One through Five and Counts Seven through Nine will remain as  
3 alleged.

4  
5 Date: June 22, 2023

  
HON. RICHARD SEEBORG  
Chief United States District Judge